

SUMMARY MINUTES

North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

SUMMARY MINUTES

TUESDAY, NOVEMBER 12, 2013

City Council meeting begins at: 7:27pm.

1. PLEDGE OF ALLEGIANCE

Elianis Nieves leads us in the Pledge of Allegiance

2. INVOCATION

Chaplain Anneze Brown delivers invocation.

3. CALL TO ORDER / ROLL CALL OF MEMBERS

Mayor Tondreau- Present
Vice Mayor Galvin-Present
Councilman Bien-Aime- Present
Councilwoman Steril- Present
Councilwoman Keys- Present

4. ORDER OF BUSINESS (Additions/Deletions/Amendments/Deferrals)

City Manager Johnson removed Tab D and Tab E from the consent agenda and into the regular agenda. Tab D is changed to Tab R-1 and Tab E is changed to Tab R-2.

5. SPECIAL PRESENTATION(s)

Mayor Tondreau presents the following presentations:
Certificate of Recognition in honor of Diabetes Awareness Committee
Certificate of Recognition in honor of American Diabetes Association
Certificate of Recognition to Jennifer Lynch with Wendy's Restaurant
Certificate of Recognition to Dominique of KC Healthy Cooking

6. CITY EVENTS – ANNOUNCEMENT

Pam Soloman announces city events.

7. HURRICANE PREPAREDNESS

Dr. Claude, Deputy City Manager, announces hurricane preparedness.

8. CITY PROJECTS 2013 UPDATE

Deputy Public Works Director announces city project updates.

9. CITIZENS' FORUM

Multiple citizens speak on several different matters during citizen's forum.

10. CONSENT AGENDA

Councilman Galvin makes MOTION to remove tab F, G, J, from the consent agenda and placed into the regular agenda turning Tab F into Tab R-3, Tab G into Tab R-4, and Tab J into Tab R-5. Councilwoman Keys SECONDS the motion.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

Councilwoman Steril makes MOTION to approve Tab A, Tab B, Tab C, Tab H Tab I, Tab K, Tab L Tab M, Tab N, Tab O, below on the Consent Agenda. Councilman Galvin SECONDS the motion.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

[TAB A]-APPROVED

APPROVAL OF MINUTES – Regular Council Meeting – October 22, 2013

Sponsored by: Michael A. Etienne, City Clerk

[TAB B]-APPROVED

AUTHORIZATION FOR EXPENDITURE FROM THE LAW ENFORCEMENT TRUST FUND TO BE UTILIZED FOR CITIZEN MOBILE PATROL PROGRAM, EXPANSION OF THE EXPLORER PROGRAM FOR HIGH AND MIDDLE SCHOOL STUDENTS, AND COUNTY COURT STANDBY PROGRAM

Sponsored by: City Administration

Responsible Staff Person: Marc Elias, Jr., Chief of Police

[TAB C]-APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE AWARD OF A CITY-ISSUED FIREARM TO RETIRED POLICE OFFICER RAY WATLER IN RECOGNITION OF TWENTY-ONE (21) YEARS OF SERVICE TO THE CITY OF NORTH MIAMI AND THE NORTH MIAMI POLICE DEPARTMENT; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Marc Elias, Jr., Chief of Police

[TAB H]-APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A CHILD CARE FOOD PROGRAM AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE STATE OF FLORIDA DEPARTMENT OF HEALTH, BUREAU OF CHILDCARE FOOD PROGRAMS, IN ORDER TO PROVIDE AN AFTERSCHOOL MEALS PROGRAM TO BE SERVED AT ELIGIBLE AFTERSCHOOL PROGRAM SITES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Jeff Geimer, Parks & Recreation Manager

[TAB I]-APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, RATIFYING A CERTIFICATE OF PARTICIPATION WITH MIAMI DADE COUNTY FOR A EDWARD BYRNE JUSTICE ASSISTANCE GRANT (JAG); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Natasha Colebrook-Williams, Governmental Affairs Manager

[TAB K]-APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ALLOWING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM RESIDENTIAL ROOFING PROGRAM AWARD AMOUNT PER ELIGIBLE HOUSEHOLD UNDER THE CURRENT CITY OF NORTH MIAMI PROGRESS 2013 RESIDENTIAL ROOFING PROGRAM GUIDELINES FROM EIGHTEEN THOUSAND DOLLARS (\$18,000) TO TWENTY THOUSAND FIVE HUNDRED EIGHTY-THREE DOLLARS (\$20,583.00) FOR EXTENUATING CIRCUMSTANCES, IN ORDER TO PROVIDE ADDITIONAL EMERGENCY ASSISTANCE FOR ONE (1) SINGLE FAMILY ROOFING PROJECT WITH ISSUES THAT IMPACT SAFETY AND QUALITY OF LIFE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Interim CP&D/Zoning Manager

[TAB L] -APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ALLOWING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM RESIDENTIAL ROOFING PROGRAM AWARD AMOUNT PER ELIGIBLE HOUSEHOLD UNDER THE CURRENT CITY OF NORTH MIAMI PROGRESS 2013 RESIDENTIAL ROOFING PROGRAM GUIDELINES FROM EIGHTEEN THOUSAND DOLLARS (\$18,000.00) TO TWENTY-ONE THOUSAND ONE HUNDRED THIRTY-THREE DOLLARS (\$21,133.00) FOR EXTENUATING CIRCUMSTANCES, IN ORDER TO PROVIDE ADDITIONAL EMERGENCY ASSISTANCE FOR ONE (1) SINGLE FAMILY ROOFING PROJECT WITH ISSUES THAT IMPACT SAFETY AND QUALITY OF LIFE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Interim CP&D/Zoning Manager

[TAB M] -APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ALLOWING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM RESIDENTIAL ROOFING PROGRAM AWARD AMOUNT PER ELIGIBLE HOUSEHOLD UNDER THE CURRENT CITY OF NORTH MIAMI PROGRESS 2013 RESIDENTIAL ROOFING PROGRAM GUIDELINES FROM EIGHTEEN THOUSAND DOLLARS (\$18,000.00) TO TWENTY THOUSAND NINE HUNDRED EIGHTY-FIVE DOLLARS (\$20,985.00) FOR EXTENUATING CIRCUMSTANCES, IN ORDER TO PROVIDE ADDITIONAL EMERGENCY

ASSISTANCE FOR ONE (1) SINGLE FAMILY ROOFING PROJECT WITH ISSUES THAT IMPACT SAFETY AND QUALITY OF LIFE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Interim CP&D/Zoning Manager

[TAB N] -APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ALLOWING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM RESIDENTIAL ROOFING PROGRAM AWARD AMOUNT PER ELIGIBLE HOUSEHOLD UNDER THE CURRENT CITY OF NORTH MIAMI PROGRESS 2013 RESIDENTIAL ROOFING PROGRAM GUIDELINES FROM EIGHTEEN THOUSAND DOLLARS (\$18,000.00) TO TWENTY-FIVE THOUSAND THREE HUNDRED THIRTY-FIVE DOLLARS (\$25,335.00) FOR EXTENUATING CIRCUMSTANCES, IN ORDER TO PROVIDE ADDITIONAL EMERGENCY ASSISTANCE FOR ONE (1) SINGLE FAMILY ROOFING PROJECT WITH ISSUES THAT IMPACT SAFETY AND QUALITY OF LIFE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Interim CP&D/Zoning Manager

[TAB O] -APPROVED

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A MEMORANDUM OF UNDERSTANDING, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI EDUCATIONAL FOUNDATION, INC., TO PROVIDE FUNDS IN THE AMOUNT NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00) FOR THE FIRST GENERATION SCHOLARSHIP FUND, IN ACCORDANCE WITH THE FLORIDA INTERNATIONAL UNIVERSITY SCHOLARSHIP PLEDGE AGREEMENT; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

11.B. RESOLUTIONS

[TAB P]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND CES CONSULTANTS, INC., AS THE CONSULTANT FOR THE PROVISION OF CIVIL ENGINEERING SERVICES IN CONNECTION WITH TWO (2) SANITARY SEWER FORCE MAINS RUNNING ALONG NORTHWEST 12TH AVENUE FROM NORTHWEST 95TH STREET TO NORTHWEST 125TH STREET, IN ACCORDANCE WITH REQUEST FOR QUALIFICATIONS NO. 38-09-10 CONTINUING PROFESSIONAL ARCHITECTURAL AND ENGINEERING SERVICES, IN THE AMOUNT NOT EXCEED ONE HUNDRED NINETY-NINE THOUSAND NINE HUNDRED EIGHTY-FOUR DOLLARS AND EIGHTY-SEVEN CENTS (\$199,984.87); PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Ruby C. Johnson, Purchasing Manager

Councilman Galvin makes MOTION to approve TAB P, SECOND by Tondreau.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

[TAB Q]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AUTHORIZING THE CITY MANAGER TO EXECUTE A SECOND AMENDMENT TO PROPERTY MANAGEMENT SERVICES AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND JOE CELESTIN CIVIL ENGINEER & GENERAL BUILDER, LLC, FOR A TERM OF ONE (1) YEAR, AT A COST NOT TO EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00) PER MONTH, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS CONTAINED IN THE REQUEST FOR PROPOSAL #46-10-11 PROPERTY MANAGEMENT SERVICES FOR VACANT COMMERCIAL PROPERTY; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Ruby C. Johnson, Purchasing Manager

Councilwoman Steril makes MOTION to approve TAB Q, SECOND by Tondreau.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-NO

[TAB R]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE RANKING RESULTS OF THE SELECTION COMMITTEE AND THE SELECTION OF G. BATISTA & ASSOCIATES, AS THE HIGHEST RANKED FIRM FOR THE PROVISION OF DESIGN-BUILD SERVICES FOR THE POLICE ATHLETIC LEAGUE (PAL) TRAINING FACILITY, IN ACCORDANCE WITH THE TERMS, CONDITIONS AND SPECIFICATIONS OF REQUEST FOR PROPOSALS NO. 34-12-13; FURTHER AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT FOR THE PROVISION OF STATED SERVICES WITH G. BATISTA & ASSOCIATES; AND IN THE EVENT NEGOTIATIONS FAIL, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH D. STEPHENSON & DESIGN 2FORM AS THE SECOND HIGHEST RANKED FIRM; AND IN THE EVENT NEGOTIATIONS FAIL, AUTHORIZING THE CITY MANAGER AND CITY ATTORNEY TO NEGOTIATE AND EXECUTE AN AGREEMENT WITH THE NEXT HIGHEST RANKED FIRM UNTIL SUCH TIME AN AGREEMENT IS FULLY NEGOTIATED; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Ruby C. Johnson, Purchasing Manager

Councilman Bien-Aime makes MOTION to approve TAB R, SECOND by Steril.

VOTE: MOTION PASSED 4-1

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-NO

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~~[TAB D]~~ NOW [TAB R-1]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A MANAGEMENT AND OPERATING AGREEMENT, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE POLICE ATHLETIC LEAGUE OF NORTH MIAMI, INC. (PAL); PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Councilwoman Steril makes MOTION to approve TAB R-1, SECOND by Tondreau.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

~~[TAB E]~~ NOW [TAB R-2]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING THE EXECUTION OF A LICENSE AGREEMENT FOR THE USE OF CITY FACILITIES, IN SUBSTANTIALLY THE ATTACHED FORM, BETWEEN THE CITY OF NORTH MIAMI AND THE NORTH MIAMI ELDERLY CENTER FOR OPERATION OF AN ELDERLY ACTIVITY AND NUTRITIONAL PROGRAM AT THE GRIFFING ADULT CENTER; PROVIDING FOR AN EFFECTIVE DATE AND ALL OTHER PURPOSES.

Sponsored by: City Administration

Councilman Bien-Aime makes MOTION to Table TAB R-2, SECOND by Galvin.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

~~[TAB F]~~ NOW [TAB R-3]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF NORTH MIAMI AND THE INTERNATIONAL UNION OF POLICE ASSOCIATIONS, AFL-CIO, LOCAL 6008, FOR THE BARGAINING UNIT CONSISTING OF THE CITY'S WHITE COLLAR EMPLOYEES; AUTHORIZING THE CITY MANAGER TO EXECUTE AND TO TAKE ALL ACTIONS NECESSARY TO OFFER AND IMPLEMENT A VOLUNTARY RETIREMENT INCENTIVE PLAN TO ELIGIBLE BARGAINING UNIT EMPLOYEES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Councilwoman Steril makes MOTION to approve TAB R-3, SECOND by Tondreau.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-NO

~~[TAB G]~~ NOW [TAB R-4]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, APPROVING A MEMORANDUM OF UNDERSTANDING

BETWEEN THE CITY OF NORTH MIAMI AND THE INTERNATIONAL UNION OF POLICE ASSOCIATIONS, AFL-CIO, LOCAL 6009, ("IUPA") FOR THE BARGAINING UNIT CONSISTING OF THE CITY'S BLUE COLLAR EMPLOYEES; AUTHORIZING THE CITY MANAGER TO EXECUTE AND TO TAKE ALL ACTIONS NECESSARY TO OFFER AND IMPLEMENT A VOLUNTARY RETIREMENT INCENTIVE PLAN TO ELIGIBLE BARGAINING UNIT EMPLOYEES; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Councilman Bien-Aime makes MOTION to approve TAB R-4, SECOND by Steril.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-NO

{~~TAB J~~-NOW [TAB R-5]

PROPOSED RESOLUTION OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, ALLOWING THE CITY ADMINISTRATION TO EXCEED THE MAXIMUM RESIDENTIAL ROOFING PROGRAM AWARD AMOUNT PER ELIGIBLE HOUSEHOLD UNDER THE CURRENT CITY OF NORTH MIAMI PROGRESS 2013 RESIDENTIAL ROOFING PROGRAM GUIDELINES FROM EIGHTEEN THOUSAND DOLLARS (\$18,000.00) TO NINETEEN THOUSAND THREE HUNDRED FOUR DOLLARS (\$19,304.00) FOR EXTENUATING CIRCUMSTANCES, IN ORDER TO PROVIDE ADDITIONAL EMERGENCY ASSISTANCE FOR ONE (1) SINGLE FAMILY ROOFING PROJECT WITH ISSUES THAT IMPACT SAFETY AND QUALITY OF LIFE; PROVIDING FOR AN EFFECTIVE DATE AND FOR ALL OTHER PURPOSES.

Sponsored by: City Administration

Responsible Staff Person: Tanya Wilson-Sejour, Interim CP&D/Zoning Manager

Councilman Galvin makes MOTION to Approve TAB R-5, SECOND by Tondreau.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

11.C.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB S]

PROPOSED ORDINANCE (***SECOND READING***) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 2 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES TO UPDATE, ORGANIZE, AND CLARIFY SPECIFIC SECTIONS OF THE CHAPTER, INCLUDING SUBSTANTIVE LEGAL, STYLISTIC AND ORGANIZATIONAL CHANGES, WHILE PROVIDING CONSISTENT USE OF TERMS AND CORRECTION OF SCRIVENER'S ERRORS; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

Councilwoman Keys makes MOTION to approve TAB S, SECOND by Steril.

VOTE: MOTION PASSED 4-1

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-YES

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[TAB T]

PROPOSED ORDINANCE (*SECOND READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 15 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES BY CREATING ARTICLE I ENTITLED “DEPARTMENT OF PERSONNEL” IN ACCORDANCE WITH AND FOLLOWING AMENDMENTS TO THE CITY CHARTER, AND CREATING SECTION 15-100 “RETIREMENT INCENTIVE PROGRAM” IN ARTICLE III ENTITLED “CLAIR T. SINGERMEN EMPLOYEES RETIREMENT SYSTEM; ORDINANCE NO. 691”, TO ESTABLISH A RETIREMENT INCENTIVE PROGRAM FOR CERTAIN ELIGIBLE MEMBERS OF THE RETIREMENT SYSTEM; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

Councilwoman Steril makes MOTION to approve TAB T, SECOND by Tondreau.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-NO

11.C.2. ORDINANCES – FIRST READING

[TAB U]-FAILED

PROPOSED ORDINANCE (*FIRST READING*) OF THE MAYOR AND CITY COUNCIL OF THE CITY OF NORTH MIAMI, FLORIDA, AMENDING CHAPTER 19 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “UTILITIES”, SPECIFICALLY AT DIVISION 3 OF ARTICLE III ENTITLED “BACKFLOW PREVENTION”, BY AMENDING SECTION 19-81 ENTITLED “INSPECTIONS”, TO ALLOW THE ASSESSMENT OF REASONABLE FEES, RELATED TO THE COST INCURRED BY THE PUBLIC WORKS DEPARTMENT IN THE INSPECTION, TESTING AND CERTIFICATION OF BACKFLOW PREVENTION DEVICES, TO RESPECTIVE CUSTOMERS WITHIN THE CITY’S WATER SERVICE AREA, IN ACCORDANCE WITH LOCAL GOVERNMENT PERMITTING REQUIREMENTS, THE U.S. SAFE DRINKING WATER ACT OF 1974, AND THE FLORIDA DEPARTMENT OF ENVIRONMENTAL PROTECTION; PROVIDING FOR CONFLICTS, SEVERABILITY, CODIFICATION, AND AN EFFECTIVE DATE.

Sponsored by: City Administration

Responsible Staff Person: Aleem Ghany, Public Works Director

Councilman Galvin makes MOTION to sent TAB U item to bid, SECOND by Tondreau.

VOTE: MOTION PASSED 4-1

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-NO, Keys-YES

12. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB V]-NO VOTE ON THIS ITEM

DISCUSSION REGARDING BASE CHARGE ON SECOND METER (IRRIGATION)

Sponsored by: Mayor Lucie M. Tondreau

[TAB W]

DISCUSSION AND APPROVAL OF DIASPO CUP FESTIVAL NOVEMBER 30, 2013
AT THE FIU NORTH MIAMI STADIUM

Sponsored by: City Administration

Councilman Galvin makes MOTION to approve this request in TAB W but requires that the individuals hosting this event to pay for off duty police security for the event, SECOND by Keys.

VOTE: MOTION FAILED 2-3

Tondreau-NO; Galvin-YES, Bien-Aime-NO, Steril-NO, Keys-YES

Councilman Bien-Aime makes MOTION to approve this request in TAB W and city will pay up to \$2,000.00 for off duty police security for the event, SECOND by Tondreau.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-NO, Bien-Aime-YES, Steril-YES, Keys-NO

[TAB X]

DISCUSSION REGARDING BISCAYNE LANDING SOIL REUSE

Sponsored by: City Administration

Councilwoman Steril makes MOTION to direct Oleta Partners to remove the contaminated soil from the Biscayne Landing Site, SECOND by Galvin.

VOTE: MOTION PASSED 5-0

Tondreau-YES; Galvin-YES, Bien-Aime-YES, Steril-YES, Keys-YES

[TAB Y]

DISCUSSION REGARDING 2014 MARDI GRAS

Sponsored by: City Administration

Councilman Galvin makes MOTION to terminate agreement under the terms of the contract (regarding TAB Y), SECOND by Tondreau.

VOTE: MOTION PASSED 3-2

Tondreau-YES; Galvin-YES, Bien-Aime-NO, Steril-YES, Keys-NO

13. COUNCIL REPORTS

Mayor & Council members gives council reports.

14. CITY CLERK'S REPORT

City Clerk gives report and councilmembers make certain board appointments.

Mayor Tondreau appoints Richard Cumberland to the Parks & Recs Board; Galvin's MOVES to approve and Steril SECOND; VOTE-5-0 approves appointment.

Vice Mayor Galvin appoints Dr. Allen Smith to the Library Board and Cathy Haga Artounian to the Quality Education Board; Steril MOVES to approve and Galvin SECOND; VOTE-5-0 approves appointments.

Keys appoint Myrna Pavilack to the Disaster Preparedness Committee; Tondreau MOVES to approve and Galvin SECOND; VOTE- 5-0 approved appointment.

15. CITY ATTORNEY'S REPORT

Regine Monestime gives city attorney report.

16. CITY MANAGER'S REPORT

Steven Johnson gives city manager report.

17. ADJOURNMENT

Bien-Aime makes MOTION to adjourn the council meeting and SECOND by keys.